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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 CLYDE WEST, individually,
16
17 Plaintiff,

18 vs.

19 JEFF TINDALE, individually, ELS, LLC, a
20 North Carolina Limited Liability Company;
21 TRANSPORT CAPITAL GROUP, LLC, an
22 Ohio Limited Liability Company; OLD
23 REPUBLIC INSURANCE COMPANY, a
24 Pennsylvania corporation; GALLAGHER
25 BASSETT SERVICES, INC., a Delaware
26 corporation; DOES I through X; and ROE
27 BUSINESS ENTITIES, XI through XX,

28 Defendants.

JEFF TINDALE; ELS, LLC; TRANSPORT
CAPITAL GROUP, LLC,

Third Party Plaintiffs,

vs.

SADIE HAKELA GUTHRIE,

Third Party Defendant.

CASE NO.: 2:25-CV-00165-NJK

JOINT DISCOVERY PLAN AND
SCHEDULING ORDER

SUBMITTED IN COMPLIANCE WITH
LR 26-1(b)

JOINT PROPOSED DISCOVERY PLAN AND SCHEDULING ORDER

Plaintiff, Clyde West, by and through his attorney, **Mark A. Rouse**, of **GINA CORENA & ASSOCIATES**; Defendants/Third-Party Plaintiffs, Jeff Tindale, ELS, LLC, Transport Capital Group, LLC, by and through their attorney, **Amanda A. Ebert**, of **MCCORMICK BARSTOW, LLP**; Defendants, Old Republic Insurance Company and Gallagher Bassett Services, Inc., by and through their attorney, **Andrew R. Muehlbauer** of **MUEHLBAUER LAW OFFICE**; and Third-Party Defendant, Sabrina Hakela Guthrie, by and through her attorney, **Kevin P. King**, of **RAY LEGO & ASSOCIATES**, hereby submit this Joint Proposed Discovery Plan and Scheduling Order.

Meeting and Conference: The parties conducted their conference on February 14, 2025, and there were no discovery disputes at that time.

Initial Disclosures: The parties will serve their respective initial disclosure statements on or before February 28, 2025.

The parties propose the following discovery plan.

1. **Discovery Cut-Off Date:** July 14, 2025 (180 days from the date of the first defendant's answer or the date of removal).
2. **Amended Pleadings and Adding Parties:** April 15, 2025 (ninety days before the close of discovery).
3. **Expert Disclosures**
 - a. **Initial Expert Disclosures:** May 15, 2025 (60 days before discovery cutoff).
 - b. **Rebuttal Expert Disclosures:** June 16, 2025 (30 days before discovery cutoff).
4. **Dispositive Motions:** August 13, 2025 (30 days after the discovery cutoff date).
5. **Joint Pretrial Order:** September 12, 2025 (30 days after the dispositive motion

1 deadline). If dispositive motions are filed, the joint pretrial order shall be due 30
2 days after the court issues its ruling on the last dispositive motion).

3
4 6. **Extensions:** The parties reserve the right to seek extensions by stipulation or
5 motion no later than 21 days before the subject deadline pursuant to LR 26-3.

6 7. **Alternative Dispute Resolution:** The parties have discussed the possibility of
7 alternative dispute resolution and agree that mediation or a settlement conference
8 may be appropriate after the close of discovery.

9
10 8. **Electronically Stored Information (ESI):** The parties agree to produce ESI in
11 [PDF/native] format and will meet and confer regarding any disputes.

12 9. **Protective Order:** The parties will submit a stipulated protective order if necessary
13 to govern confidential information.

14
15 10. **Limitations on Discovery:** The parties do not propose any limitations on discovery
16 beyond those in the Federal Rules of Civil Procedure and Local Rules.

17 11. **Consent to Service via Electronic Means.** Pursuant to Fed. R. Civ. P. 5(b)(2)(E),
18 the Parties and their respective counsel hereby consent to electronic means of
19 service of discovery requests and responses and other papers. To the extent
20 discovery requests are served on a Saturday, Sunday, or legal holiday, service will
21 be deemed effective on the next day that is not a Saturday, Sunday, or legal holiday.

22 The following Emails should be included at all times:

23
24 a. **Plaintiff:** kellie@lawofficecorena.com and markr@lawofficecorena.com

25 b. **Defendants/Third-Party Plaintiffs, Jeff Tindale, ELS, LLC, Transport**
26 **Capital Group, LLC:** amanda.ebert@mccormickbarstow.com,
27 maria.walters@mccormickbarstow.com,
28

renee.maxfield@mccormickbarstow.com,

cheryl.schneider@mccormickbarstow.com, and

susan.kingsbury@mccormickbarstow.com

c. **Defendants, Old Republic Insurance Company and Gallagher Bassett**

Services, Inc.: andrew@mlolegal.com, sean@mlolegal.com,

witty@mlolegal.com, and sean@mlolegal.com

d. **Third-Party Defendant, Sabrina Hakela Guthrie:**

kking13@travelers.com and NBerry@Travelers.com

DATED February 25, 2025
GINA CORENA & ASSOCIATES

/s/ Mark. A. Rouse

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DATED February 25, 2025
Muehlbauer Law Office, Ltd.
/s/ Andrew R. Muehlbauer
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*Attorneys for Defendants Old Republic
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Services, Inc.*

DATED February 25, 2025
**McCormick, Barstow, Sheppard, Wayte
& Carruth LLP**

/s/ Amanda A. Ebert

Amanda A. Ebert, Esq.
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*Attorneys for Defendants/Third-Party
Plaintiffs, Jeff Tindale, ELS. LLC, and
Transport Capital Group, LLC*

DATED February 25, 2025
Ray Lego & Associates
/s/ Kevin P. King
Kevin P. King, Esq.
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7450 Arroyo Crossing Pkwy., Suite 250
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*Attorneys for Third-Party Defendant
Sadie Hakela Guthrie*

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: February 27, 2025